

*Says I
to myse*

to myself
Says I

Says I—

Unneeded Risky

And so says everybody who ever enjoyed the nutty

this famous biscuit.

Sold only in air-tight, moisture-proof packages.

NATIONAL

BISCUIT
COMPAN

This micrograph shows a section of plant tissue with large, polygonal cells that have thin, clear cell walls. The cells are arranged in a somewhat regular pattern, typical of mesophyll tissue in a leaf.

1. In an action to recover the reward provided for in Section 2339, Burns, 1901, it is not necessary for plaintiff to aver in his complaint that he "rendered the service with a knowledge that the reward was offered or with the intention to recover the same."
2. A person who buys a vote at an election cannot recover the reward provided for

in said section of the statutes.

APPELLATE COURT.

4420. *Howe vs. White.* Allen C. C. Transferred to Superior Court.

4426. *City of Michigan City vs. Phillips.* St. Joseph C. C. Affirmed. Neeley, C. J.—1. Instructions given by the court of its own motion and ordered made part of the record, without bill of exceptions, must be

2. Where a bill of exceptions is certified by the clerk to be the original bill of exceptions, containing the evidence and rulings thereon, such bill, if properly in the record, cannot bring up more than the evidence and the rulings thereon, and any other matters included in such bill are not properly before the court.

Affirmed. Black, J. Where the complaint is lacking in the averment of a fact, which fact is found by the special findings, and from the record it appears that a proper conclusion was reached by the trial court, this court will not reverse the judgment on account of such absent averment from the complaint.

1. An agent cannot go beyond his authority and by unauthorized acts bind his principal.
2. Where a person agrees with a fraternal insurance company to pay his assessments by a certain day or lapse his policy on account thereof, he is bound by his contract, and cannot recover after his policy or certificate has lapsed, without reinstatement.

4932. Southern Railway Company vs. Time. Lawrence C. C. Leave to assign cross-errors denied.

5134. Anderson vs. Drop Forging Company. Marion S. C. Leave granted appellee to file additional brief and thirty days' additional time granted.

4964. Voris vs. Buskirk. Montgomery C. C. Dismissed.

4296. Jordan vs. Morrison. Boone C. C.

Petition for rehearing overruled.
4350. Lane vs. Bowers. Elkhart C. C. Petition for rehearing overruled.
4463. Indiana Manufacturing Company vs. Buskirk. Miami C. C. Petition for rehearing overruled.
4487. Costo vs. Shew. Vermillion C. C. Petition for rehearing overruled.
4564. Hatfield vs. Chenoweth. Huntington C. C. Motion to advance granted.

4908. *Modell* to *advocate*. *Hamilton*
 4908. *Tuthill, et al. vs. Holliday*. *Hamilton*
 C. C. *Motion to dismiss overruled.*
 5123. *Rose vs. Davis*. *Henry C. C. Publi-*
cation order issued.
 4673. *City of Hammond vs. Winslow*. *Por-*
ter C. C. Oral argument Feb. 18, 1904.
 4682. *Hancock vs. Diamond, etc.*. *Co. How-*
ard S. C. Oral argument Feb. 23, 1904.
 4686. *Cleveland, Cincinnati, Chicago & St.*

Union Power in San Francisco.
With the law of supply and demand work-

I hesitate to tell what some workmen here receive, for fear that the statements will not be credited. Within the last few weeks plasterers have been paid \$8 a day and fathers \$10 a day for eight hours' work. The minimum wage of bricklayers is \$6 a

day, of carpenters \$4, of tile layers \$5, of hodcarriers—who are practically unskilled workmen—\$3.50.

But the advance in wages is only one of the results of triumphant unionism in San Francisco. As I shall relate more fully later, the unions here, in their character as business organizations, have entered upon many extraordinary enterprises. They have formed monopolistic combinations, with

employers' associations much more effective than those of Chicago; they have developed in the building trades a labor boss by the side of whom Sam Parks, of New York, was the crudest of bunglers; they have reached out into politics, until unionism is the dominating force in municipal affairs, with its own mayor—Schmitz, a member of the Musicians' Union—just re-

lected, in control at the City Hall, and they have even entered business on their own account as employers of labor.—Ray Stannard Baker, in McClure's.

Short Sentence for Extortion.

NEW YORK, Jan. 27.—After administering a scathing rebuke to the prisoner Judge Foster has sentenced George B. Stin-

mercantile agency, who was convicted of attempted extortion, to three months in the penitentiary. Stinson was accused of having tried to force the company to give him \$5,000 for papers belonging to the concern.

ED SIDEWALKS

WARRANT FOR FLYNN

*Based on Long-Forgotten Law,
Crusade for Clean City*

The complaint lodged against Flynn is the only one made of failure to clean snow from sidewalks. The publicity given to the ordinance, that had become little more than a memory to most of the residents of Indianapolis, by the Journal, and the statement of Superintendent Kruger that all violators of the ordinance would be prosecuted, com-

igned to work for clean sidewalks to a degree seldom known before in Indianapolis. From all parts of the city come reports that the sidewalks are cleaner of snow than they have been after a heavy snowfall in years, while patrolmen reported to headquarters that they found the ordinance observed to a degree that was surprising.

ment it was said yesterday afternoon that more men and more teams had been put to work cleaning downtown streets, and the result of their efforts could be seen in improved conditions—less snow and fewer complaints on the part of those who have to wade downtown crossings.

YOUNG STUDENTS TO BE GIVEN ADVICE WITH THEIR DIPLOMAS

Promotions in Many Grades Will Be Marked by Conspicuous

mon schools. The first half of the work in the public schools closes this week and the event will be celebrated with appropriate exercises. The 8A grades of Schools 2, 4, 6, 8, 10, 11, 12, 15, 16, 23, 24, 26, 29, 32, 35, 36, 37, 41, 45, 51, 52 and 57 will be graduated.

At school No. 12, West and McCarty streets, the presentation of the diplomas will be made by Hilton U. Brown this afternoon. The pupils will take part in a programme of recitations and speeches. A

WILL SPEND HIS FIFTH DECADE BEHIND BARS

A peculiar life-story was revealed in Federal Court yesterday when a number of alleged counterfeiters were arraigned. Claude Sanders, who was recently arrested at Spencer, Ind., for making and passing bad coins, was the son of an old counter-

When he himself was travelling as a roustabout with a circus. He was convicted of making false coins, but the charge of passing them was not proved and was withdrawn. Captain Halls, of the secret service, was the only prosecuting witness. Sanders was given six months in the workhouse. When the case was called yesterday morning, Samuel Ashby, attorney for the defendants, conferred for a few moments with Deputy Prosecutor Holmes, and the dismissal of three of the cases followed. The other three were fined each \$1 and costs, amounting in all to \$3.

four years and a \$50 fine. Both will be taken to the United States prison at Fort Leavenworth, Kan.

Carthel Nowland, who was arrested by the federal authorities for sending obscene letters through the mails and was released pending good behavior, was rearrested on a similar charge and given ninety days in the

over the czar of all the russians.

The portrait of the Emperor is from the latest available photograph, and is given in colors, showing exactly how he looks when dressed up in his uniform.

The article, by William Thorp, is the most accurate statement of the feeling felt toward the head of their government.

"What means the mark upon thy back, dear
Orestes?
I trace it on thy shoulders as I ride.
Slender the cross it seems that shadowed is
Even to thy side."
"Well may'st thou ask of me, who bear'st the
sign,
And answerest upon thy tender brow
The question of my life."

Mrs. Mary A. Livermore tells something
of her life work in the cause of woman.
She believes that women are progressing
and will get the ballot as soon as they
are really ready for it, which they are not
yet.
In the course of her interview on which
the article is based, Mrs. Livermore tells

"And all else fails from us. It matters not if we wish Suffering keep patient tryat. We, as a race, O child, may share thy lot, We have suffered Christ."

The gray ass halted in her pattering pace, High hoofed and obdurate, sleek eared and mild,

...of a splendid to a select few

"So have we patience. And in fortitude
Do thou wax stronger as the years pass on,
So shalt thou in thine heart, a living rod,
Carry God's Son."

—London Spectator.